

E-FILED 4/11/08

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SURF AND SAND, LLC,

No. C 07-05043 RS

Plaintiff,

v.

CLERK'S NOTICE

CITY OF CAPITOLA,

Defendant.

TO ALL PARTIES AND COUNSEL OF RECORD:

Due to the unavailability of the Court, defendant's motion to dismiss, docket [24], noticed for hearing on May 14, 2008, shall be held on **May 21, 2008 at 9:30 a.m.** in Courtroom 4, Fifth Floor, United States Courthouse, 280 S. First Street, San Jose, California.

This change of hearing date does *not* alter the briefing schedule. Briefing deadlines for this motion shall be calculated under the Local Civil Rules from the originally-noticed hearing date.

Dated: 4/11/08

For the Court,
RICHARD W. WEIKING, Clerk

By: /s/ Martha Parker Brown
Courtroom Deputy Clerk

1 **THIS IS TO CERTIFY THAT THIS NOTICE WAS ELECTRONICALLY PROVIDED TO:**

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8 Counsel are responsible for distributing copies of this document to co-counsel who have not
9 registered for e-filing under the court's CM/ECF program.

10 Dated: 4/11/08

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12 /s/ BAK
13 Chambers of Magistrate Judge Richard Seeborg
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